

CERTIFIED FOR PUBLICATION

IN THE COURT OF APPEAL OF THE STATE OF CALIFORNIA

FIRST APPELLATE DISTRICT

DIVISION FOUR

EMILY BANKHEAD,
Plaintiff and Respondent,

v.

ARVINMERITOR, INC.,
Defendant and Appellant.

A131587 & A132985

(Alameda County
Super. Ct. No. RG10502243)

ORDER MODIFYING OPINION
[NO CHANGE IN JUDGMENT]

THE COURT:

It is ordered that the opinion filed herein on April 19, 2012, be modified as follows:

1. On page 3, line 6 of footnote 3, beginning “After the trial court entered an amended judgment,” the remainder of the sentence is deleted and the words “ArvinMeritor and Abex each appealed from the amended judgment, and the resulting appeals were both assigned case number A132985 (the joint appeal)” are inserted in its place, so that the full sentence reads as follows:

After the trial court entered an amended judgment, ArvinMeritor and Abex each appealed from the amended judgment, and the resulting appeals were both assigned case number A132985 (the joint appeal).

2. On page 3, in the last sentence of footnote 3, beginning “A separate opinion,” the word “Abex’s” is inserted between the words “and” and “portion”; in the same sentence, the words “which has been redesignated as case number A135224 (Order, Apr. 23, 2012, Ruvolo, P.J.)” are added following the words “joint appeal,” so that the last full sentence of footnote 3 reads as follows:

A separate opinion will address Abex's separate appeal and Abex's portion of the joint appeal, which has been redesignated as case number A135224 (Order, Apr. 23, 2012, Ruvolo, P. J.).

There is no change in the judgment.

DATED: _____

RUVOLO, P. J.

Trial Court: Alameda County Superior Court

Trial Judge: Hon. Robert B. Freedman

Counsel for Appellant: McKenna, Long & Aldridge, David K. Schultz,
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